HONOURABLE SRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HONOURABLE SRI JUSTICE R. SUBHASH REDDY

WRIT APPEAL Nos. 2572 and 2573 of 2005

Between:

M/s Mount Paradise Bar & Restaurant and another

.. Appellants

AND

The Commissioner of Police, Hyderabad City & Others.

.. Respondents

:: COMMON JUDGMENT ::

Counsel for the Appellants : Sri T.Amarnath Goud
Counsel for the Respondents : GP FOR HOME.

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23rd December, 2005

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Per G.S. Singhvi, CJ

These appeals are directed against order dated 9.11.2005 passed by the learned Single Judge whereby he disposed of the writ petitions filed by the appellants with the direction that respondent No.1 i.e. Commissioner of Police, Hyderabad City should consider and pass appropriate orders on the representations made by the petitioners (appellants herein) for being allowed to have live band/orchestra in their Bar and Restaurant.

Learned counsel for appellants complains that respondent No.1 has so far not passed orders on the representations made by his clients and at the same time, his subordinate staff are interfering with their activities of running Bar and Restaurant.

Learned Government Pleader says that respondent No.1 is seized with the representations made by the appellants. He request that two weeks further time may be allowed to the officer to pass appropriate orders in compliance of the direction given by the learned Single Judge. He further gave out that the authorities concerned will not interfere with the running of Bar and Restaurant by the appellants.

In view of the submissions made by the learned Counsel, the appeals are disposed of with the direction that respondent No.1 shall pass appropriate orders on the representations of the appellants within a maximum period of two weeks from

today. Till then, the appellants shall be allowed to carry on their activities in accordance with the licenses granted for running Bar and Restaurant. The respondents shall also not interfere with the activity, if the appellants use live band or other instruments of music in the Bar or Restaurant. However, if other activities are carried out in the Bar or Restaurant, the authorities concerned shall be free to take appropriate action in accordance with law.

If the appellants feel aggrieved by the orders which may be passed by respondent No.1, then they shall be free to avail appropriate legal remedy.

G.S. SINGHVI, CJ

23rd December, 2005

R. SUBHASH REDDY, J

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